

EXHIBIT 2-A BAYLOR

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

DOLORES LOZANO;

Plaintiff,

V.

BAYLOR UNIVERSITY,
ART BRILES, *in his individual capacity,*
and
IAN McCAW, *in his individual capacity,*

Defendants.

Case No.: 6:16-cv-00403

Hon. Robert Pitman

**PLAINTIFF DOLORES LOZANO'S OBJECTIONS TO
DEFENDANT BAYLOR UNIVERSITY'S TRIAL EXHIBITS**

TO THE HONORABLE JUDGE OF THE COURT:

Plaintiff serves these objections in response to the exhibits identified in Defendant Baylor University's Trial Exhibits (Dkt. 255-4). In addition to objections raised in her Motion in Limine (Dkt. 254-8) Plaintiff asserts the objections identified below.

No.	Description	Objections
1	BU-PP 028: Civil Rights Policy (Rev. January 15, 2007)	
2	2010 Baylor University – Student Policies & Procedures: Policy on Civil Rights	
3	2010-2013 Baylor University Student Policies & Procedures: Policy on Sexual Harassment	

No.	Description	Objections
4	Campus Life Mid-Year Report (July 30, 2010)	Hearsay (801, 802); Relevance (401, 402, 403)
5	2010-11 Student Code of Conduct	
6	CL&L 2010 Fall Training Conference Schedule (August 11, 2010)	Hearsay (801, 802); Relevance (401, 402, 403)
7	Email thread between Martha Lou Scott and Baylor Administrators regarding "Report It!" Website going live and being accessible to students and parents	
8	BUPD Website Student Options Following Sexual Assault	Relevance (401, 402, 403) Undated (2012) but appears to have been printed 2010
9	Baylor University Counseling Center Sexual Assault Response Team Protocol	Hearsay (801, 802); Relevance (401, 402, 403) undated
10	Baylor University Health Center After-Hours Protocol	Hearsay (801, 802); Relevance (401, 402, 403) undated
11	Campus Life Mid-Year Report Fall 2010 (December 17, 2010)	Hearsay (801, 802); Relevance (401, 402, 403)
12	The Baylor Lariat: A light in the dark: Bear sheds light on domestic violence at Take Back the Night, March 24, 2011	Hearsay (801, 802); Relevance (401, 402, 403)
13	2010-11 Judicial Affairs Annual Statistics	
14	2010-11 Sexual Assault Work Team Report	
15	2011-2012 Crisis Management Response Procedure Handbook	Relevance (401, 402, 403)
16	New Faculty Orientation presentation by Sinda Vanderpool, Kevin Jackson, Brandon Miller, Jim Marsh, and Burt Burleson that includes page (78) on the "Report It!" Website	Hearsay (801, 802); Relevance (401, 402, 403)

No.	Description	Objections
17	Baylor University Personnel Policies and Procedures – Department of Athletics (Rev. 9/14/2011)	
18	BUPD: Reporting a Crime Website – 9/22/2011	
19	Email from M.L. Scott regarding “Breaking the Silence” program	Incomplete. References attachments not included
20	2011-2012 Campus Security Report and Annual Student Life Notification Email to Current Students/Staff	
21	Baylor Division of Student Life Newsletter	
22	Email from S. Risinger to Baylor Administrators attaching Sexual Assault Reference Card	
23	BUPD Incident report no. Y-0895 involving D. Lozano and roommate	Relevance (401, 402, 403)
24	Email from B. McCraw to M. L. Scott and J. Whelan regarding use of “Know of Your Rights” with sexual assault victims	
25	2011-12 Judicial Affairs Annual Statistics	
26	June 2012 Orientation session includes healthy vs. unhealthy relationships, bystander intervention, and sexual assault-risk-reduction strategies.	
27	B. McCraw email to J. Whelan regarding Title IX discussion during orientation.	
28	2012 CL&L “Summer Institute” for RDs	Hearsay (801, 802); Relevance (401, 402, 403)
29	2012-13 B. McCraw's Baylor Community Expectations Presentation at Athletics Orientation	
30	2012-13 Athletics Handbook	

No.	Description	Objections
31	Email from Bethany McCraw regarding Sexual Assault Education Programs as of 8/30/2012	
32	2012-2013 Campus Security Report and Annual Student Life Notification Email to Current Students	
33	Oct 10, 2012 K. Kazadi Email to A. Briles and C. Shillinglaw	
34	Emails between D. Lozano and D. Murdock regarding cyberbullying	Relevance (401, 402, 403)
35	L. Lozano email to B. Stroman (Waco PD) regarding D. Lozano's "road rage" incident	Relevance (401, 402, 403); Hearsay (801, 802)
36	June 14, 2013 Memorandum from K. Starr to K. Jackson and C Beckenhauer establishing task force for Administrative Review of Sexual Violence Policies and Practices	
37	2012-13 Wellness End of Year Report	
38	2013-14 Student Athlete Handbook	
39	2013-2014 "Report It!" Folder	
40	Letter to Students regarding "Step Up and Speak Out," "Report It!" and "Know Your Rights"	
41	2013-14 Crisis Management Response Procedure Handbook	
42	August 5, 2013 Letter from C Wooten to residence hall directors	
43	2013 Fall Campus Leader (CL) Training RHD Playbook	
44	Fall 2013 sexual assault case study for CL&L	

No.	Description	Objections
45	The Baylor Lariat: Baylor implements new sexual assault prevention campaign, September 6, 2013	
46	2013-2014 Campus Security Report and Annual Student Life Notification Email to Current Faculty/Staff	Incomplete. Does not include attachments referenced.
47	2013 Baylor University Annual Fire Safety and Security Report	
48	November 8, 2013 Email Circulating Materials for Task Force Meeting	
49	Waco PD police report no. 13-23170 involving D. Lozano and roommate	Relevance (401, 402, 403); Hearsay (801, 802)
50	The Baylor Lariat: Sex, Violation, Power (Part 3 of 4), December 5, 2013	
51	Email from I McCaw to N Post regarding Sexual Assault Awareness Video	
52	Email from K. Jackson to senior Baylor administrators circulating January 2014 White House Report on sexual violence	
53	Photographs of female person with metadata indicating date and time of photographs March 6, 2014, 11:06 PM March 7, 2014 11:45 AM March 10, 2014 2:18 PM	
54	Seven (7) color photographs of female person	
55	2014 Judicial Affairs Sexual Harassment and Assault Website	
56	Email re DRAFT – Sexual Assault Reporting Flow Chart	
57	2014 Updates to Judicial Affairs disciplinary procedures website	

No.	Description	Objections
58	Baylor University Health Services Clinic Notes for D. Lozano	
59	Baylor University Counseling Center Records for D. Lozano	
60	Text messages between L. Lozano and C. Shillinglaw	
61	Facebook Messages between D. Lozano and J. Hollingsworth	Hearsay (801,802); Relevance (401,402,403).
62	Email from M. L. Scott to S. Dorrell and B. McCraw regarding D. Lozano	
63	Baylor University Health Services – Hillcrest Imaging Center Radiology Report for D. Lozano	
64	Email from M. L. Scott to J. Doak regarding D. Lozano	
65	Student Conduct Administration Filed For Future Reference form regarding Devin Chafin	
66	Student Conduct Administration file copy of M. Scott emails to B. McCraw (April 10, 2014) regarding an altercation involving Lozano and Chafin	
67	Waco PD Incident Report No. 14-7098	
68	Photographs D. Lozano provided to Waco PD	
69	Email chain between S. Dorrell, M. L. Scott and B. McCraw regarding D. Lozano	
70	S. Dorrell calendar entry for appointment with D. Lozano on 4/17/2014	
71	S. Dorrell email to D. Lozano regarding missed 4/17/2014 appointment	

No.	Description	Objections
72	Business Card with handwritten contact information for B. McCraw	
73	S. Dorrell's case manager notes regarding D. Lozano	
74	Email thread between B. McCraw, S. Dorrell, and M. L. Scott regarding encouraging D. Lozano to make appointment with Judicial Affairs	
75	Email thread between B. McCraw and S. Ritter regarding no contact from complainant w/ handwritten notes 6/5/2014	
76	Email thread between B. McCraw and B. Howell regarding Waco PD needing to speak to D. Lozano with B. McCraw handwritten notes	
77	Email thread between B. McCraw and B. Howell with update on D. Lozano Police report	
78	Email thread between B. McCraw, S. Dorrell, and M. L. Scott regarding D. Lozano, with update on police report	
79	Email thread between D. Lozano and Professor D. Rainer regarding extra credit assignments and opportunity to improve grade in class	
80	Facebook Messages between D. Lozano and D. Chafin	Hearsay (801,802); Relevance (401,402,403).
81	Email thread between D. Lozano and Professor C. Caviness regarding grade adjustment and professor conversations with M. L. Scott	
82	D. Lozano's Official Baylor University Transcript	
83	Bethany McCraw email to Kimo Cummings/David Murdock regarding Dolores Lozano	
84	Facebook Messenger messages between D. Lozano and J. K. Chafin	Hearsay (801,802); Relevance (401,402,403).

No.	Description	Objections
85	Waco PD Incident Report regarding D. Lozano complaint about J. Kerr	Hearsay (801,802); Relevance (401,402,403).
86	Plaintiff's Original Petition, <i>Dolores Lozano and Johnny Joe Ramos, Jr. vs. Eolalio Grande and Jose Alexander Grande</i> , Cause No. 2015-34212, In the District Court of Harris County, Texas, 189th Judicial District	Hearsay (801,802); Relevance (401,402,403).
87	Text messages between D. Lozano and J. Lebby	H Hearsay (801,802); Relevance (401,402,403).
88	Email thread between D. Lozano and W. Yearly dated August 8-10, 2015	Hearsay (801,802); Relevance (401,402,403).
89	D. Lozano's Cover Letter to K. Rudolph, Associate Director of Admissions Communications, Baylor University	Relevance (401,402,403).
90	D. Lozano's Cover Letter to J. Garrison, Associate Athletic Director for Marketing, Baylor University	Relevance (401,402,403).
91	Excerpt from BU Football vs. SMU Student-Athlete Guest List (September 4, 2015)	Hearsay (801,802); Relevance (401,402,403).
92	Facebook Messages from D. Lozano to D. Chafin dated November 1, 2015	Hearsay (801,802); Relevance (401,402,403).
93	D. Lozano's Statement to Municipal Court	Relevance (401,402,403).Character evidence (404)
94	Plaintiff's Original Petition, <i>Dolores Lozano v. Metropolitan Transit Authority of Harris County, Texas</i> , Cause No. 2018- 77452, In the District Court of Harris County, Texas, 157th Judicial District	Hearsay (801,802); Relevance (401,402,403).
95	Oral Deposition of D. Lozano, <i>Dolores Lozano v. Metropolitan Transit Authority of Harris County, Texas</i> , Cause No. 2018- 77452, In the District Court of Harris County, Texas, 157th Judicial District	Hearsay (801,802); Relevance (401,402,403).
96	Affidavit of Custodian of Records and selection from documents produced by Nick Finnegan	Hearsay (801,802); Relevance (401,402,403).

No.	Description	Objections
	Counseling Center in response to subpoena from Baylor University	
97	Affidavit of Custodian of Records and selection from documents produced by Texas Children's Hospital Records for D. Lozano	Relevance (401, 402, 403); Hearsay (801, 802)
98	Affidavit of Custodian of Records and QualCare health records for D. Lozano	Relevance (401, 402, 403); Hearsay (801, 802)
99	AT&T Custodian of Records Affidavit AT&T Key and Cell Phone Records and SM Records for D. Lozano	Relevance (401, 402, 403); Hearsay (801, 802)
100	Affidavit of J. Chafin and selected documents produced by J. Chafin in response to subpoena from Baylor University	Relevance (401, 402, 403); Hearsay (801, 802)
101	D. Lozano's Resume	
102	D. Lozano Gmail - Chat Message with D. Chafin and Photograph	Relevance (401, 402, 403); Hearsay (801, 802)
103	D. Lozano's audio recording of phone call with L. Harris Williams	Relevance (401, 402, 403); Hearsay (801, 802)
104	Transcript of audio recording at DL000758	Hearsay(801, 802)
105	"Timeline for Baylor v Lozano"	Attorney Client Privilege/Attorney Work Product; Hearsay (801, 802); Relevance (401,402,403)
106	Dr. Jeff Temple Curriculum Vitae	Hearsay
107	Expert Report of Dr. Jeff Temple and Appendix A	Hearsay (801, 802, 803); Relevance (401,402, 403) Confusing, misleading, gives undue weight to testimony, report exceeds expert's qualifications and invades the province of the jury

No.	Description	Objections
108	Audio Recording of Dr. Jeff Temple's interview with D. Lozano	Hearsay (801, 802) Relevance (401,402, 403) Highly prejudicial. Plaintiff subject to cross examination without attorney representation
109	Baylor University Campus Living & Learning Summer Institute 2010	Hearsay – relevance
110	2010-2011 "Report It!" Folder	
111	Student Code of Conduct 2011-12	
112	2011-2012 "Report It!" Folder	
113	When Love Hurts program flyer	Hearsay (801, 802); Relevance (401, 402, 403). Undated
114	2011-2012 Sexual Assault Chart	Not what it purports to be – "2012 report" illegible
115	Summer Training "The Realities of Sexual Assault" for Residence Hall Directors	
116	2012-2013 "Report It!" Folder	
117	Campus Living and Learning Training 2012 Schedule	
118	CL&L Leadership Training on Baylor Community Expectations, August 9, 2012	Not what it purports to be
119	Student Code of Conduct 2012-13	
120	CL Spring [Re]Training 2013 Schedule (January 2013)	
121	2012-2013 Sexual Assault Chart	

No.	Description	Objections
122	2011 CL&L Training Schedule for CLs	
123	2013-2014 Sexual Assault Chart	Not what it purports to be dates are 2012-2013
124	2012-13 Judicial Affairs Annual Statistics	
125	Sexual Harassment & Assault Chart 2012-2013	
126	Sexual Harassment & Assault Chart 2013-2014	
127	Sexual Assault Response Guide	
128	AT&T Custodian of Records Affidavit AT&T Key and Cell Phone Records and SMS Records for L. Lozano	Relevance (401, 402, 403); Hearsay (801, 802)
129	Waco PD Dashcam Footage	Relevance (401, 402, 403); Hearsay (801, 802)ce
130	Detailed History for Police Sequence	Relevance (401, 402, 403); Hearsay (801, 802)
131	Dolores Lozano's Responses and Objections to Baylor University's First Interrogatories	Relevance (401, 402, 403) Overbroad, Fails to identify specific documents upon which defendant intends to rely, Not admissible as exhibit as comment on weight of evidence
132	Dolores Lozano's Responses and Objections to Baylor University's Second Interrogatories	Relevance (401, 402, 403) Overbroad, Fails to identify specific documents upon which defendant intends to rely, Not admissible as exhibit as comment on weight of evidence
133	Dolores Lozano's Responses and Objections to Baylor University's Third Interrogatories and First Request for Admissions	Relevance (401, 402, 403) Overbroad, Fails to identify specific documents upon

No.	Description	Objections
		which defendant intends to rely, Not admissible as exhibit as comment on weight of evidence
134	Dolores Lozano's Responses and Objections to A. Briles's First Interrogatories	Relevance (401, 402, 403) Overbroad, Fails to identify specific documents upon which defendant intends to rely, Not admissible as exhibit as comment on weight of evidence
135	Dolores Lozano's Amended Responses and Objections to A. Briles's First Interrogatories	Relevance (401, 402, 403) Overbroad, Fails to identify specific documents upon which defendant intends to rely, Not admissible as exhibit as comment on weight of evidence
136	Dolores Lozano's Responses and Objections to I. McCaw's First Interrogatories	Relevance (401, 402, 403) Overbroad, Fails to identify specific documents upon which defendant intends to rely, Not admissible as exhibit as comment on weight of evidence
137	Dolore Lozano's Amended Responses and Objections to I. McCaw's First Interrogatories	Relevance (401, 402, 403) Overbroad, Fails to identify specific documents upon which defendant intends to rely, Not admissible as exhibit as comment on weight of evidence
138	Dolores Lozano's Amended Responses and Objections to Baylor University's Second Interrogatories	Relevance (401, 402, 403) Overbroad, Fails to identify specific documents upon which defendant intends to rely, Not admissible as exhibit as comment on weight of evidence
139	Expert Report and Appendix of Julia Babcock	Relevance(401,402, 403); Hearsay (801, 802) Confusing, Misleading, Comment on Weight of Evidence

Dated: September 22, 2023

Respectfully submitted,

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ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

I hereby certify that on September 22, 2023, I electronically filed the foregoing paper with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record in this matter.

/s/ Sheila P. Haddock
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EXHIBIT 2-B McCAW

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

DOLORES LOZANO;

Plaintiff,

V.

BAYLOR UNIVERSITY,
ART BRILES, *in his individual capacity,*
and
IAN McCAW, *in his individual capacity,*

Defendants.

Case No.: 6:16-cv-00403

Hon. Robert Pitman

**PLAINTIFF DOLORES LOZANO'S OBJECTIONS TO
DEFENDANT IAN McCAW'S EXHIBIT LIST**

TO: TO THE HONORABLE JUDGE OF THE COURT:

Plaintiff serves these objections in response to exhibits identified in Defendant Ian McCaw's Exhibit List (Dkt. 251-1). In addition to objections raised in her Motion in Limine (Dkt. 254-8) Plaintiff asserts the objections identified below.

No.	Description	Objections
1	Plaintiff's Second Amended Complaint	Relevance (401, 402, 403); Confusing and misleading the jury
2	E-mails between Plaintiff and David Murdock of November 19 and 20, 2012 (BU_Lozano_0076234- 0076237)	Relevance (401, 402, 403)

Dated: September 22, 2023

Respectfully submitted,

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ATTORNEYS FOR PLAINTIFF

Dated: September 22, 2023

Respectfully submitted,

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ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

I hereby certify that on September 22, 2023, I electronically filed the foregoing paper with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record in this matter.

/s/ Sheila P. Haddock
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EXHIBIT 2-C BRILES

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

DOLORES LOZANO;

Plaintiff,

V.

BAYLOR UNIVERSITY,
ART BRILES, *in his individual capacity,*
and
IAN McCAW, *in his individual capacity,*

Defendants.

Case No.: 6:16-cv-00403

Hon. Robert Pitman

**PLAINTIFF DOLORES LOZANO'S OBJECTIONS TO
DEFENDANT ART BRILES' LIST OF TRIAL EXHIBITS**

TO THE HONORABLE JUDGE OF THE COURT:

Plaintiff serves these objections in response to exhibits identified in Defendant Art Briles'

List of Trial Exhibits (Dkt. 253-4). Plaintiff asserts the objections identified below.

No.	Description	Objections
1	5/23/2017 Letter from C. Holmes to A. Briles	Hearsay (801, 802); Relevance (401, 402, 403). Confusing and Misleading
2	9/4/2015 BU Football vs. SMU Student-Athlete Guest List	Hearsay (801, 802); Relevance (401, 402, 403).
3	11/1/2015 Facebook Message from Dolores Lozano to Devin Chafin	Hearsay (801, 802); Relevance (401, 402, 403).

No.	Description	Objections
4	Defendant Baylor University's Fourth Amended Objections and Responses to Defendant Art Briles' First Set of Interrogatories	
5	Public posts from the Twitter/X account @doloresalozano	Hearsay (801, 802); Relevance (401, 402, 403).
6	Public posts from the account from the Twitter/X account @harriscojp2	Hearsay (801, 802); Relevance (401, 402, 403).
	Exhibits that may be used in response to rulings from the Court	
1	September 2014 Title IX Program Review & Clery Act Compliance Assessment by Margolis Healy	
2	6/2/2016 Statement of Jim Barnes	Hearsay (801, 802); Relevance (401, 402, 403).

Dated: September 22, 2023

Respectfully submitted,

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ATTORNEYS FOR PLAINTIFF

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/s/ Sheila P. Haddock

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